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PATENT
Attorney Docket 057971-5006US

22278 US PTO
10/674295
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

**TRANSMITTAL FOR A NEWLY EXECUTED ORIGINAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

This is a request for filing a patent application under 37 C.F.R. 1.53(b) for:

Inventors: 1. Margherita T. Cantorna, State College, PA
 2. Avery August, State College, PA
 3. John P. Vanden Heuvel, Port Matilda, PA

For: **PPAR- γ Ligands in the Treatment of Asthma and Allergies**

1. This is a new Utility patent application.
2. The papers enclosed to obtain a filing date are as follows:

43 Pages of Specification including

36 Pages of Description

06 Pages of Claims

01 Page of Abstract

02 Sheets of Drawings (Figures 1 and 2)

3. Combined Declaration and Power of Attorney: Not Enclosed - this application is being filed under the provisions of 37 C.F.R. § 1.53(f). Applicants await notification from the U.S. Patent and Trademark Office of the time set for filing the Declaration.
4. Language: English
5. Priority based on provisional applications - 35 U.S.C. § 119(e): Priority of the following provisional application is claimed:

| Application No. | Filed |
|-----------------|------------------|
| 60/415,452 | October 1, 2002 |
| 60/418,818 | October 11, 2002 |

6. Fee Calculation (37 C.F.R. § 1.16):

| CLAIMS FOR FEE CALCULATION | | | | |
|--|--------------|--------------|--|---------------------|
| | Number Filed | Number Extra | Rate | Basic Fee: \$770.00 |
| Total Claims | 49 | 29 | \$18 each | 522.00 |
| Independent Claims | 5 | 2 | \$86 each | 172.00 |
| First presentation of Multiple Dependent Claim | | | \$290.00 | 0.00 |
| | | | Sub-Total | \$1,464.00 |
| | | | Reduction by ½ for filing by a small entity | -732.00 |
| | | | Total Fee = | \$732.00 |

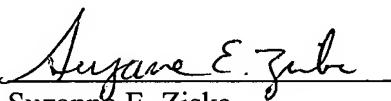
7. Fee Payment: The Commission is hereby authorized to charge **\$732.00** to Deposit Account 50-0310 for payment of the application filing fee (\$385.00), the excess total claims fee (\$261.00) and the excess independent claims fee (\$86.00) all at the small entity rate.

8. **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **Constructive Petition for Extension of Time** in accordance with 37 C.F.R. § 1.136(a)(3).

9. Please accord this application an application number and filing date.

Dated: **October 1, 2003**
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Respectfully submitted
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